

**United States Court of Appeals
For the First Circuit**

04-10486

Massachusetts
n. Bowler

No. 05-2004

MANDATE

JALBERT LEASING, INC.,
d/b/a C&J TRAILWAYS, ET AL.,

Plaintiffs, Appellants,

v.

MASSACHUSETTS PORT AUTHORITY,

Defendant, Appellee.

JUDGMENT

Entered: April 12, 2006

This cause came on to be heard on appeal from the United States District Court for the District of Massachusetts and was argued by counsel.

Upon consideration whereof, it is now here ordered, adjudged and decreed as follows: The judgment of the district court is affirmed.

Certified and Issued as Mandate
under Fed. R. App. P. 41.

Richard Cushing Donovan, Clerk

Jennifer Calando
Deputy Clerk

Date: 5.15.06

By the Court:
Richard Cushing Donovan, Clerk

MARGARET CARTER

By: Margaret Carter, Chief Deputy Clerk

[cc: Mr. Kahn, Mr. Chused, Mr. Trimmier, Ms. Levine, Ms. Taylor, & Mr. Barnico.]